#### EDITION 1 | PS 709524N/S35 PLAN OF SUBDIVISION LOCATION OF LAND Council Name: City of Greater Geelong Council Reference Number: 14383 PARISH: DUNEED Planning Permit Reference: PP-496-2012 TOWNSHIP: SPEAR Reference Number: S143567B SECTION: 12 CROWN ALLOTMENT: PARTS OF F, G & N **CROWN PORTION:** This plan is certified under section 6 of the Subdivision Act 1988 Public Open Space TITLE REFERENCE: VOL.12070 FOL.728 A requirement for public open space under section 18 of the Subdivision Act 1988 has been made and the requirement is to be satisfied in stage: 56 Digitally signed by: Shane Pritchard for City of Greater Geelong on 14/07/2020 LAST PLAN REFERENCE: PS 709524N (LOT S54) 25 CANOPY WAY POSTAL ADDRESS: (AT TIME OF SUBDIVISION) MOUNT DUNEED 3217 **ZONE 55** MGA94 CO-ORDINATES: E 265 790 (AT APPROX CENTRE OF N 5 765 640 **GDA 94** LAND IN PLAN) **VESTING OF ROADS AND OR RESERVES** NOTATIONS **IDENTIFIER** COUNCIL/BODY/PERSON LOTS ON THIS PLAN MAY BE AFFECTED BY ONE OR MORE OWNERS CORPORATIONS. SEE OWNERS CORPORATION SEARCH REPORT(S) FOR DETAIL ROADS R-35 CITY OF GREATER GEELONG NONE OF THE EASEMENTS AND RIGHTS MENTIONED IN SUB-SECTION (2) OF RESERVE No.35 CITY OF GREATER GEELONG SECTION 12 OF THE SUBDIVISION ACT 1988 ARE IMPLIED OVER ANY OF THE RESERVE No.36 CITY OF GREATER GEELONG LAND IN THIS PLAN RESERVE No.37 POWERCOR AUSTRALIA LIMITED CREATION OF RESTRICTIONS No.35, 35A & 35B: RESTRICTIONS ARE TO BE CREATED UPON REGISTRATION OF THIS PLAN -SEE SHEET 5. **NOTATIONS** OTHER PURPOSE OF PLAN: PARTS OF THE EASEMENTS FOR DRAINAGE & PIPELINE OR ANCILLARY **DEPTH LIMITATION: DOES NOT APPLY** PURPOSES SHOWN ON PS709524N AFFECTING THE ROADS R-35 ARE TO BE REMOVED UPON REGISTRATION OF THIS PLAN. STAGING: THIS IS A STAGED SUBDIVISION. GROUNDS FOR REMOVAL: PLANNING PERMIT No.496/2012 CONSENT OF BARWON REGION WATER CORPORATION & GREATER GEELONG CITY COUNCIL RESPECTIVELY VIDE SEC.6(1)(k)(iii) SUBDIVISION ACT 1988. **GROUNDS FOR VARIATION:** CONSENT OF BARWON REGION WATER CORPORATION VIDE SEC.6(1)(k)(iii) SUBDIVISION ACT 1988. SURVEY: THIS PLAN IS BASED ON SURVEY THIS SURVEY HAS BEEN CONNECTED TO PERMANENT MARK No(s) N/A IN PROCLAIMED SURVEY AREA No. N/A **EASEMENT INFORMATION** LEGEND: A - APPURTENANT EASEMENT E - ENCUMBERING EASEMENT R - ENCUMBERING EASEMENT (ROAD) Width Easement Land Benefited/In Favour Of Purpose Origin Reference (Metres) E-1.E-3 & E-7 DRAINAGE SEE PLAN THIS PLAN CITY OF GREATER GEELONG PIPELINES OR ANCILLARY SEE PLAN E-2 & E-3 THIS PLAN -BARWON REGION WATER CORPORATION Section 136 Water Act 1989 E-4 & E-6 PS709524N CITY OF GREATER GEELONG DRAINAGE SEE PLAN SEE PLAN BARWON REGION WATER CORPORATION E-5,E-6 & E-7 PIPELINES OR ANCILLARY PS709524N -**PURPOSES** Section 136 Water Act 1989 ORIGINAL SHEET Armstrong MtDuneed **DEVELOPMENT** LICENSED LAND SURVEYORS & ENGINEERS NO.OF LOTS: 66 SHEET 1 OF 5 SHEETS AREA: 3.79ha CALIBRE CONSULTING (MELB) PTY LTD Stage 35 SIZE: A3 Level 2, 55 Southbank Boulevard

Digitally signed by: Zois Aravanis, Licensed Surveyor,

Surveyor's Plan Version (E1),

11/06/2020, SPEAR Ref: S143567B

Southbank VIC 3006

VERSION: E

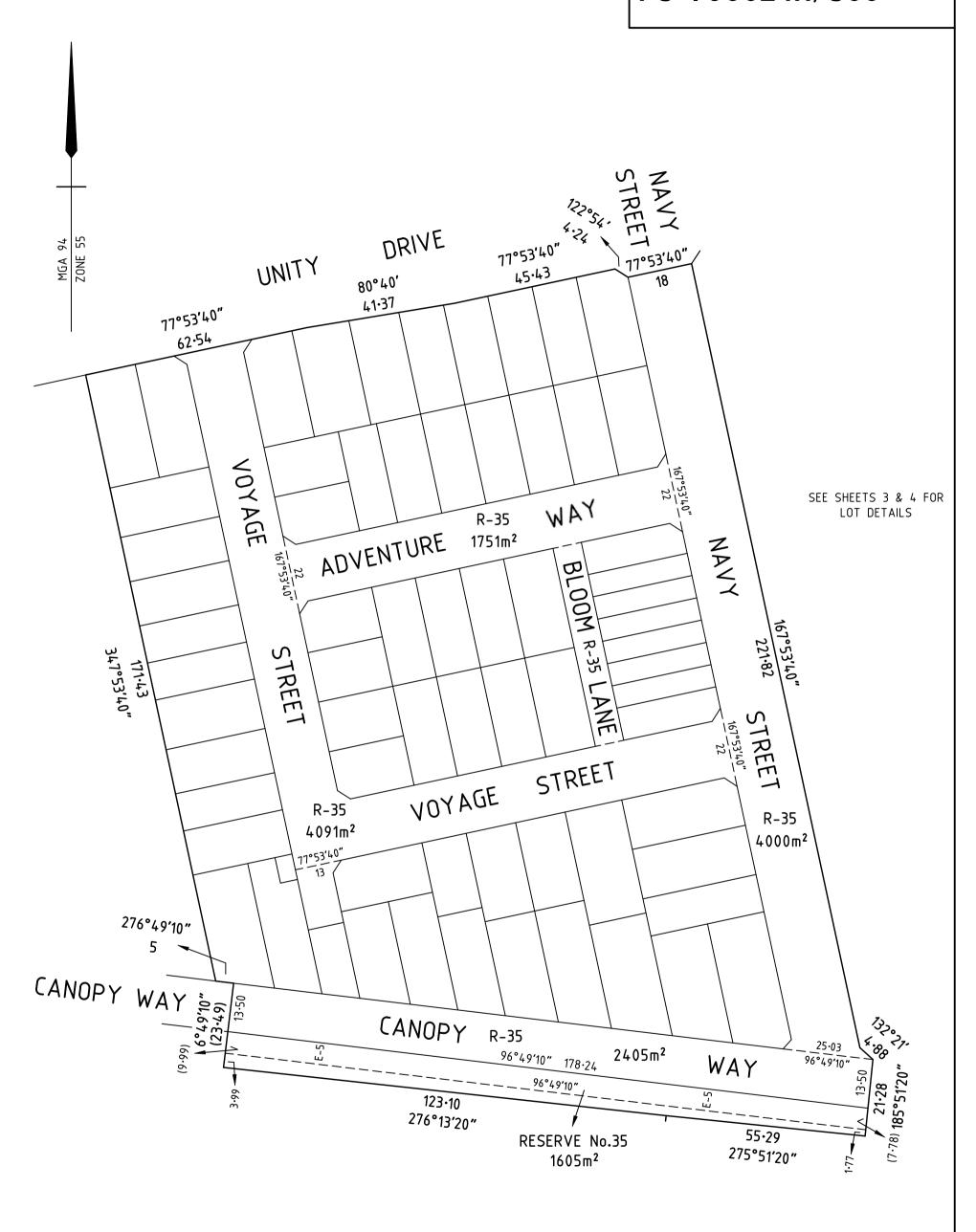
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# PS 709524N/S35





LICENSED LAND SURVEYORS & ENGINEERS
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Level 2, 55 Southbank Boulevard
Southbank VIC 3006

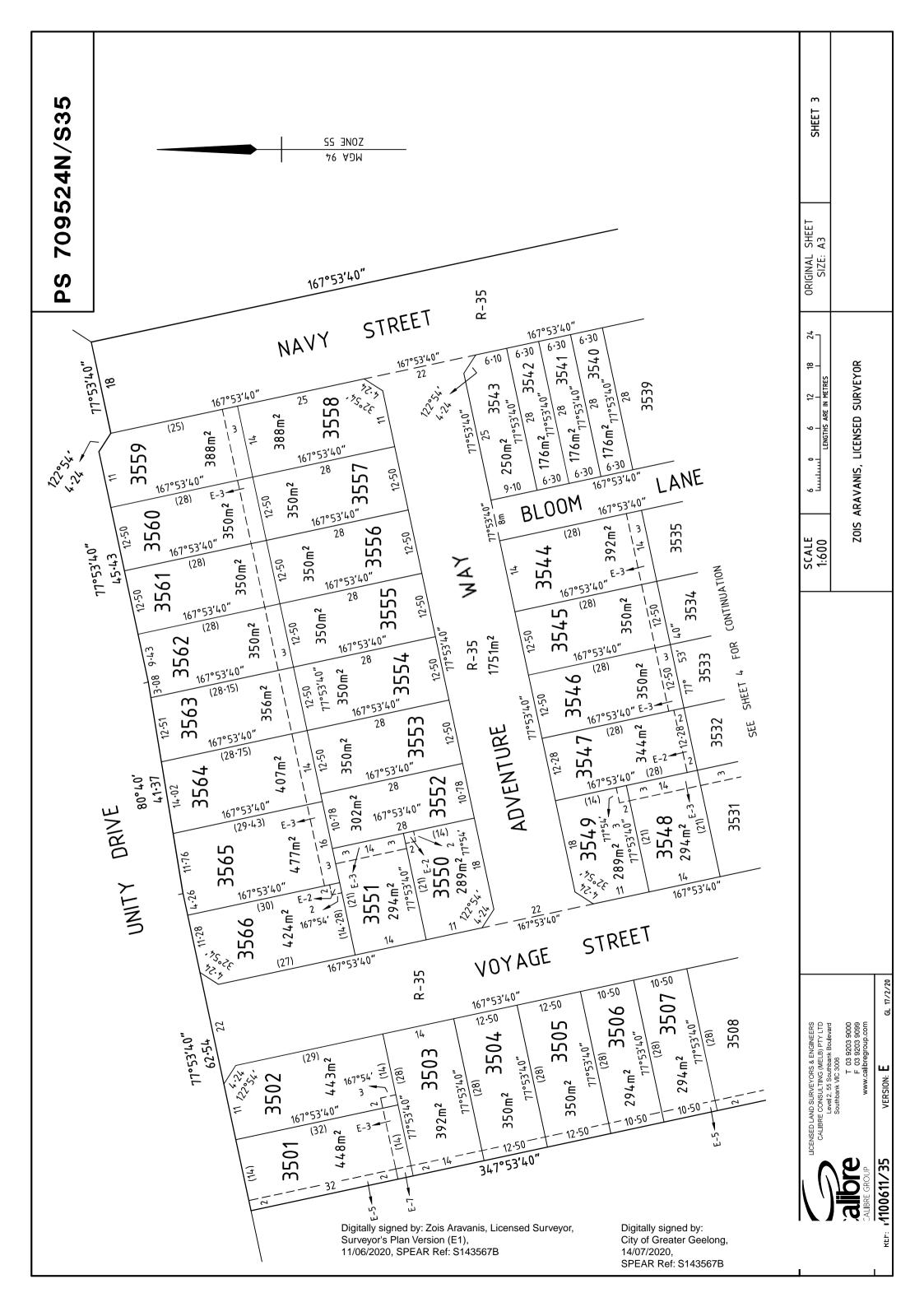
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ORIGINAL SHEET SIZE: A3

SHEET 2

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## PS 709524N/S35

### CREATION OF RESTRICTION No.35

UPON REGISTRATION OF THIS PLAN THE FOLLOWING RESTRICTION IS CREATED

LAND TO BE BURDENED: LOTS 3501-3505, 3508, 3509, 3511-3527, 3529, 3532-3535, 3544-3547 & 3552-3566 (ALL INCLUSIVE) LAND TO BENEFIT: LOTS 3501-3505, 3508, 3509, 3511-3527, 3529, 3532-3535, 3544-3547 & 3552-3566 (ALL INCLUSIVE)

#### DESCRIPTION OF RESTRICTION

THE REGISTERED PROPRIETOR OR PROPRIETORS FOR THE TIME BEING OF A LOT ON THIS PLAN OF SUBDIVISION HIS HEIRS EXECUTORS ADMINISTRATORS AND TRANSFEREES SHALL NOT AT ANY TIME ON THE SAID LOT OR ANY PART OR PARTS THEREOF:

- BUILD OR CAUSE TO BE BUILT OR ALLOW TO BE BUILT OR ALLOW TO REMAIN MORE THAN ONE PRIVATE DWELLING-HOUSE (WHICH EXPRESSION SHALL INCLUDE A HOUSE, APARTMENT, UNIT OR FLAT);
- BUILD OR CAUSE TO BE BUILT OR ALLOW TO BE BUILT OR ALLOW TO REMAIN A DWELLING-HOUSE OR ANY OTHER IMPROVEMENTS. OR CARRY OUT CAUSE TO BE CARRIED OUT OR ALLOW TO BE CARRIED OUT ANY BUILDING OR CONSTRUCTION WORKS ON THE LOT UNLESS:
  - (A) COPIES OF BUILDING PLANS, ELEVATIONS, ROOF PLAN, SITE PLAN (INCORPORATING SET-BACK FROM ALL BOUNDARIES, BUILDING ENVELOPE, EXISTING CONTOUR, PROPOSED FINISHED FLOOR LEVELS AND SITE LEVELS, ALL PROPOSED DRIVEWAYS AND PATHS, DETAILS OF FENCES AND OUTBUILDINGS AND LANDSCAPING) AND SCHEDULE OF EXTERNAL COLOURS AND MATERIALS ("PLANS") HAVE BEEN SUBMITTED TO THE DESIGN ASSESSMENT PANEL CARE OF STEPHAN P. KOSA & ASSOCIATES P/L, PO BOX 356, MONT ALBERT, VIC 3127 OR SUCH OTHER ENTITY AS MAY BE NOMINATED BY THE DESIGN ASSESSMENT PANEL FROM TIME TO TIME;
  - (B) THE PLANS COMPLY WITH THE APPROVED BUILDING ENVELOPES ISSUED IN ACCORDANCE WITH PLANNING PERMIT 496-2012 OR ANY SUBSEQUENT PERMIT, A COPY OF WHICH CAN BE OBTAINED FROM THE WEB SITE AT www.armstrongmtduneed.com.au;
  - (C) THE PLANS COMPLY WITH THE DESIGN GUIDELINES. A COPY OF WHICH CAN BE OBTAINED FROM THE WEB SITE AT www.armstrongmtduneed.com.au:
  - THE DESIGN ASSESSMENT PANEL OR SUCH OTHER ENTITY AS MAY BE NOMINATED BY THE DESIGN ASSESSMENT PANEL FROM TIME TO TIME HAS GIVEN ITS WRITTEN APPROVAL TO THE PLANS PRIOR TO THE COMMENCEMENT OF WORKS;
- (iii) BUILD OR CAUSE TO BE BUILT OR ALLOW TO BE BUILT OR ALLOW TO REMAIN STANDING A DWELLING-HOUSE WITH A FLOOR AREA OF LESS THAN:
  - (A) 160 SQUARE METRES IN THE CASE OF A LOT HAVING AN AREA OF 500 SQUARE METRES OR GREATER: OR
  - (B) 130 SQUARE METRES IN THE CASE OF A LOT HAVING AN AREA OF 400 SQUARE METRES OR GREATER BUT LESS THAN 500 SQUARE METRES; OR
  - (C) 100 SQUARE METRES IN THE CASE OF A LOT HAVING AN AREA OF 300 SQUARE METRES OR GREATER BUT LESS THAN 400 SQUARE METRES; OR
  - (D) 75 SQUARE METRES IN THE CASE OF A LOT HAVING AN AREA OF LESS THAN 300 SQUARE METRES.

FOR THE PURPOSES OF CALCULATING THE FLOOR AREA OF A DWELLING HOUSE THE AREA OF THE GARAGES, TERRACES, PERGOLAS OR VERANDAHS SHALL BE EXCLUDED.

- (iv) BUILD OR CAUSE TO BE BUILT OR ALLOW TO BE BUILT OR ALLOW TO REMAIN ANY FENCING:
  - (A) ALONG A FRONT STREET BOUNDARY: OR
  - (B) BETWEEN THE FRONT STREET BOUNDARY AND THE BUILDING LINE; OR
  - (C) UPON A SIDE OR REAR BOUNDARY OF A LOT EXCEPT A FENCE:
    - a. WHICH IS CONSTRUCTED OF TIMBER PALINGS WITH EXPOSED POSTS CAPPED ACROSS THE TOP OF THE PALINGS; AND
    - b. WHICH DOES NOT EXCEED 1.8 METRES IN HEIGHT EXCLUDING A SCREEN ERECTED TO MEET THE REQUIREMENTS OF PART 4 OF THE BUILDING REGULATIONS 2006 IN RELATION TO OVERLOOKING.
- (v) SUBDIVIDE OR CAUSE TO SUBDIVIDE OR ALLOW TO BE SUBDIVIDED THE BURDENED LAND.
- (vi) ALLOW ANY OF THE ABOVE RESTRICTIONS TO BE CHANGED OR AMENDED UNLESS OTHERWISE APPROVED IN WRITING BY THE RESPONSIBLE AUTHORITY AND THE DESIGN ASSESSMENT PANEL.

THIS RESTRICTION SHALL CEASE TO HAVE EFFECT 10 YEARS AFTER THE DATE OF REGISTRATION OF THIS PLAN.

### CREATION OF RESTRICTION No.35A

UPON REGISTRATION OF THIS PLAN THE FOLLOWING RESTRICTION IS CREATED

LAND TO BE BURDENED: LOTS 3506, 3507, 3510, 3528, 3530, 3531, 3536-3543 & 3548-3551 (ALL INCLUSIVE) LAND TO BENEFIT: LOTS 3506, 3507, 3510, 3528, 3530, 3531, 3536-3543 & 3548-3551 (ALL INCLUSIVE)

### **DESCRIPTION OF RESTRICTION**

THE REGISTERED PROPRIETOR OR PROPRIETORS FOR THE TIME BEING OF A LOT ON THIS PLAN OF SUBDIVISION HIS HEIRS EXECUTORS ADMINISTRATORS AND TRANSFEREES SHALL NOT AT ANY TIME ON THE SAID LOT OR ANY PART OR PARTS THEREOF:

- CONSTRUCT OR EXTEND ANY DWELLING OR ALLOW THE CONSTRUCTION OR EXTENSION OF ANY DWELLING UNLESS IT HAS BEEN ASSESSED FOR COMPLIANCE AGAINST THE SMALL LOT HOUSING CODE. FOR THE PURPOSES OF ASSESSMENT AGAINST THE SMALL LOT HOUSING CODE, ALL BURDENED LOTS ARE TO BE ASSESSED AS TYPE B LOTS.
- CONSTRUCT OR EXTEND ANY DWELLING OR ALLOW THE CONSTRUCTION OR EXTENSION OF ANY DWELLING UNLESS THE PLANS COMPLY WITH THE RELEVANT CLAUSES OF THE APPROVED DESIGN GUIDELINES, A COPY OF WHICH CAN BE OBTAINED FROM THE WEBSITE AT www.armstrongmtduneed.com.au

## **CREATION OF RESTRICTION No.35B**

UPON REGISTRATION OF THIS PLAN THE FOLLOWING RESTRICTION IS CREATED

LAND TO BE BURDENED: LOTS 3501-3512, 3530, 3531, 3544-3551 AND 3559-3566 (ALL INCLUSIVE)

LAND TO BENEFIT: LOTS 3501-3566 (BOTH INCLUSIVE)

### DESCRIPTION OF RESTRICTION

THE REGISTERED PROPRIETOR OR PROPRIETORS FOR THE TIME BEING OF A BURDENED LOT MUST NOT:

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BUILD OR PERMIT TO BE BUILT ANY BUILDING(S) THAT DOES NOT PROVIDE 1.0 METRE CLEAR HORIZONTAL ACCESS ALONG THE FULL LENGTH OF A MINIMUM ONE SIDE BOUNDARY OF THE LOT.



REF: M100611/35

LICENSED LAND SURVEYORS & ENGINEERS CALIBRE CONSULTING (MELB) PTY LTD Level 2, 55 Southbank Boulevard Southbank VIC 3006

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SHEET 5

ORIGINAL SHEET

SIZE: A3

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# **OWNERS CORPORATION SCHEDULE**

# PS709524N/S35

Owners Corporation No. 1 Plan No. PS709524N

Land affected by Owners Corporation: ALL LAND AFFECTED BY OWNERS CORPORATION 1 ON PREVIOUS STAGES OF THIS PLAN AND ALL OF THE LOTS IN THE TABLE

BELOW

Common Property No.: 1

Limitations of Owners Corporation: Unlimited

Notations

Totals								
	Entitlement	Liability						
This schedule	6600	6600						
Balance of existing OC	515600	149900						
Overall Total	522200	156500						

Lot Entitlement and Lot Liability

1 -1	Faddaman	1.1-1-116.	1 - 1	1	I	and Lot Liability	1	1 :- 1: 11:6 .	1 -1	Facilitation	1.1-1.116.
Lot	Entitlement	Liability	Lot	Entitlement	Liability	Lot	Entitlement	Liability	Lot	Entitlement	Liability
3501	100	100	3551	100	100						
3502	100	100	3552	100	100						
3503	100	100	3553	100	100						
3504	100	100	3554	100	100						
3505	100	100	3555	100	100						
3506	100	100	3556	100	100						
3507	100	100	3557	100	100						
3508	100	100	3558	100	100						
3509	100	100	3559	100	100						
3510	100	100	3560	100	100						
3511	100	100	3561	100	100						
3512	100	100	3562	100	100						
3513	100	100	3563	100	100						
3514	100	100	3564	100	100						
3515	100	100	3565	100	100						
3516	100	100	3566	100	100						
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SHEET 1

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